

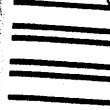
Oscar Reyes 2344229  
San Francisco County Jail  
850 Bryant Street  
San Francisco, CA 94103

CV08-01356 SBA

OFFICE OF THE CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
1301 CLAY ST., SUITE 400S  
OAKLAND, CA 94612-5212

OFFICIAL BUSINESS  
PENALTY FOR PRIVATE USE, \$300

*APIS*



02 1A \$00.420  
0004333787 JUL 23 2008  
MAILED FROM ZIP CODE 94612

**FILED**

AUG - 5 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

NIXIE

941 DC 1 00 08/01/08  
RETURN TO SENDER  
NO SUCH NUMBER  
UNABLE TO FORWARD

BC: 94612521299 \*0305-01180-23-44

941033460012000012

*[Handwritten squiggle]*

**FILED**

JUL 25 2008

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA  
RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

OSCAR REYES,

No. C 08-01356 SBA (PR)

Plaintiff,

**JUDGMENT**

v.

MICHAEL HENNESSEY, et al.,

Defendants.

The Court has dismissed the present civil rights complaint without prejudice for Plaintiff's failure to provide the Court with his current address pursuant to Rule 3-11 of the Northern District Local Rules. A judgment of dismissal without prejudice is hereby entered. The Clerk of the Court shall terminate all pending motions and close the file.

IT IS SO ORDERED.

DATED: 7/22/08

*Saundra B. Armstrong*  
SAUNDRA BROWN ARMSTRONG  
United States District Judge

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UNITED STATES DISTRICT COURT  
FOR THE  
NORTHERN DISTRICT OF CALIFORNIA

OSCAR REYES,

Plaintiff,

v.

MICHAEL HENNESSEY et al,

Defendant.

Case Number: CV08-01356 SBA

**CERTIFICATE OF SERVICE**

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on July 23, 2008, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Oscar Reyes 2344229  
San Francisco County Jail  
850 Bryant Street  
San Francisco, CA 94103

Dated: July 23, 2008

Richard W. Wieking, Clerk  
By: LISA R CLARK, Deputy Clerk

**FILED**

JUL 25 2008

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

OSCAR REYES,

No. C 08-01356 SBA (PR)

Plaintiff,

**ORDER OF DISMISSAL WITHOUT  
PREJUDICE**

v.

MICHAEL HENNESSEY, et al.,

Defendants.

Plaintiff, a state prisoner, filed the present pro se prisoner complaint under 42 U.S.C. § 1983. On May 16, 2008, mail directed to Plaintiff by the Court was returned to the Clerk of the Court with a notation that it was undeliverable. To date, Plaintiff has not updated his address with the Court or submitted any further pleadings in this case.

Pursuant to Northern District Local Rule 3-11 a party proceeding pro se whose address changes while an action is pending must promptly file a notice of change of address specifying the new address. See L.R. 3-11(a). The court may, without prejudice, dismiss a complaint when:

- (1) mail directed to the pro se party by the court has been returned to the court as not deliverable, and
- (2) the court fails to receive within sixty days of this return a written communication from the pro se party indicating a current address. See L.R. 3-11(b).

More than sixty days have passed since the mail directed to Plaintiff by the Court was returned as undeliverable. The Court has not received a notice from Plaintiff of a new address. Accordingly, the complaint is DISMISSED without prejudice pursuant to Rule 3-11 of the Northern District Local Rules. The Clerk of the Court shall enter judgment in accordance with this Order.

IT IS SO ORDERED.

DATED: 7/22/08

*Saundra B. Armstrong*  
SAUNDRA BROWN ARMSTRONG  
United States District Judge

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UNITED STATES DISTRICT COURT  
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Plaintiff,

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By: LISA R CLARK, Deputy Clerk